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TO

Confirm a Provisional Order made by the Local Government Board for Ireland under the Public Health (Ireland) Act, 1878, relating to the Town of Bangor.

WHEREAS the Local Government Board for Ireland have made the Provisional Order set forth in the schedule hereto, under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict.
c. 52.

And whereas it is requisite that the said Order should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

10 1. The Order set out in the schedule hereto is hereby confirmed, and all the provisions thereof shall have full validity and force. Order in
schedule
confirmed.

2. This Act may be cited as the Local Government Board (Ireland) Provisional Order Confirmation (No. 8) Act, 1898. Short title.

A.D. 1893.

*Bangor.***SCHEDULE****THE LOCAL GOVERNMENT BOARD FOR IRELAND.****BANGOR JOINT BURIAL BOARD.****PROVISIONAL ORDER.**

WHEREAS the Town Commissioners of the town of Bangor (herein-after called the urban sanitary authority) are the urban sanitary authority of the urban sanitary district consisting of the said town (herein-after called the urban sanitary district), and are incorporated under the title of the sanitary authority of the said town :

And whereas the Guardians of the Poor of the Newtownards Poor Law Union (herein-after called the rural sanitary authority) are the rural sanitary authority of the rural sanitary district (herein-after called the rural sanitary district) consisting of the said Union, except the parts thereof included in the urban sanitary districts of Bangor and Newtownards :

And whereas an application has been made to the Local Government Board for Ireland (herein-after called the Local Government Board) by the rural sanitary authority in pursuance of section twelve of the Public Health (Ireland) Act, 1878, to form a United District, and to constitute a Joint Burial Board for the purpose of providing a new burial ground, such United District to consist of the urban sanitary district, and of the Bangor electoral division of the said Union, except the part thereof included in the urban sanitary district :

And whereas after due inquiry it appears to the Local Government Board that it would be for the advantage of the urban sanitary district, and of the said part of the rural sanitary district that they should be formed into a United District for the purposes and in the manner herein-after provided, and all advertisements required by the Public Health (Ireland) Act, 1878, have been duly published :

It is ordered by the Local Government Board as follows :—

Confirmation of
United
District.

1. From and after the confirmation of this Order by Parliament, the urban sanitary district and the part of the rural sanitary district included in the electoral division of Bangor, shall be formed into a united district (herein-after called the United District), in pursuance of section twelve of the Public Health (Ireland) Act, 1878, for the purposes of providing a new burial ground, and of acquiring land for such new burial ground.

41 & 42 Vict.
c. 52.

Constitution of
governing body
of United
District.

2. The governing body of the United District shall be a joint board (herein-after called the Joint Board) constituted as follows :—

The Joint Board shall consist of six ex-officio and of six elective members.

Three of the ex-officio members shall be Guardians of the Poor of the Newtownards Union, nominated annually by the rural sanitary authority, and three shall be Town Commissioners of Bangor nominated annually by the urban sanitary authority.

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Each elective member shall be a person rated in respect of premises in the united district of the annual value of twenty pounds or upwards.

Three elective members shall be elected annually by the urban sanitary authority, and three elective members shall be elected annually by the rural sanitary authority.

3. The first election of elective members and nomination of ex-officio members of the Joint Board by the urban sanitary authority, shall take place at an ordinary meeting of the urban sanitary authority, to be held within two months after the confirmation of this Order. The meeting at which such election and nomination shall take place shall be fixed by a resolution of the urban sanitary authority passed at a previous meeting of the said authority. Such resolution may be passed without any previous notice; but sufficient time must elapse between the passing of the resolution fixing the time of election and nomination and the time so fixed to enable the clerk of the urban sanitary authority to give notice of the election and nomination in the manner following:—Seven days' notice at least shall be given by the clerk of the urban sanitary authority to each of the Town Commissioners, of the time at which such first election and nomination will take place.

First election and nomination of members by the urban sanitary authority.

4. The first election of elective members and nomination of ex-officio members of the Joint Board by the rural sanitary authority shall take place at a meeting of the rural sanitary authority to be held within two months after the confirmation of this Order. The day such meeting will take place shall be fixed by a resolution of the rural sanitary authority passed at a previous meeting of the said authority. Such resolution may be passed without any previous notice, but sufficient time must elapse between the passing of such resolution and the time thereby fixed for the election and nomination to enable the clerk of the rural sanitary authority to give notice of the election and nomination in the manner following:—Seven days' notice at least shall be given by the clerk of the rural sanitary authority to each of the Guardians of the Poor of the Newtownards Union, of the time at which such first nomination and election will take place.

First nomination and election of members by the rural sanitary authority.

5. After the first election and nomination of members of the Joint Board, an annual election and nomination of members of the said Board by the urban and rural sanitary authorities respectively, shall take place at the meeting of each of the said authorities which takes place next after the Eighth day of April in each year after such first election and nomination.

Annual re-election and nomination of members.

6. Each ex-officio member of the Joint Board shall continue in office until he dies or resigns or ceases to be a member of the body by which he has been nominated, or until the next annual nomination of ex-officio members of the Joint Board by that body. Each elective member of the

Continuance in office of ex-officio and elective members.

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A.D. 1893.

Banger.

Filling casual
vacancies in
Joint Board.

Joint Board shall continue in office until he dies or resigns, or until the next annual election of members of the Joint Board by the body by which he has been elected.

Proceedings of
Joint Board.

7. Casual vacancies in the Joint Board shall be filled as follows :—The urban sanitary authority or the rural sanitary authority, as the case may be, by whom the member causing the vacancy has been nominated or elected, shall, at a meeting to be held within one month after such vacancy has taken place (of which meeting seven days' notice shall be given by the clerk of such sanitary authority to each member of such sanitary authority) nominate or elect a person duly qualified to fill such vacancy.

Incorporation
of Joint Burial
Board.

8. Subject to the express provisions in that behalf contained in this Order, the business at nominations and elections of members of the Joint Board by the rural and urban sanitary authorities respectively, shall be conducted, and all questions shall be put and decided, in the same manner as other business is conducted, and other questions are put and decided, at meetings of such authorities, respectively.

Purposes for
which Joint
Board is
constituted.

9. The Joint Board constituted as aforesaid shall be a body incorporated by the name of "The Banger Joint Burial Board," and shall have a perpetual succession and a common seal, with power to acquire and hold lands for the purposes herein-after mentioned.

41 & 42 Vict.
c. 58.

10. The United District shall be formed and the Joint Board shall be constituted for the following purposes :—In order that the Joint Board shall, for the purpose of providing and maintaining a new burial ground, possess the powers and perform the duties (in respect of the United District) of a burial board; and for that purpose, from and after the completion of the first election and nomination of members of the Joint Board in pursuance of this Order, such Joint Board shall, in respect to the United District, possess all the powers and perform the duties of a burial board comprised and imposed on a burial board by the Public Health (Ireland) Act, 1878.

Expenses of
Joint Board.

11. The expenses to be incurred by the Joint Board in the execution of this Order, shall be defrayed out of a common fund to be contributed by the urban sanitary district and the part of the rural sanitary district included in the Electoral Division of Banger, in the proportion the rateable value of rateable premises in the urban sanitary district bears or hereafter for the time being may bear to the rateable value of rateable premises in the said part of the rural sanitary district.

41 & 42 Vict.
c. 58.

The contribution of the urban sanitary district shall be defrayed out of any rate applicable by the urban sanitary authority to defraying the expenses incurred by them in the execution of the Public Health (Ireland) Act, 1878.

The contribution of the said part of the rural sanitary district shall be levied by the rural sanitary authority as part of the poor rate of the said part of the rural sanitary district by a special poundage rate to be added to the poor rate, and to be recovered in the same manner and with the same remedies as poor rate by the collectors of poor rate.

12. The Joint Board shall issue precepts to the urban and rural sanitary authorities respectively stating the sums required for the time being to be contributed by the said sanitary authorities, and requiring the said sanitary authorities respectively, within a time to be mentioned in such precepts, to pay the amounts of their respective contributions to the Joint Board; and thereupon the urban and rural sanitary authorities, respectively, shall, in the manner herein-before provided, raise and levy the amounts of their respective contributions and pay the same to the Joint Board in accordance with the terms of such precepts.
13. A meeting of the Joint Board shall take place in every year on the first Saturday following the day on which the nominations of ex-officio and elections of elected members of the Joint Board have been completed. After the said meeting the Joint Board shall meet at least once in every month on some day to be fixed at the last preceding meeting of the said Board, and if no such day is fixed then on the first Saturday in every month.
14. At the meeting of the Joint Board which takes place in every year next after the completion of election and nomination of members of the board, they shall appoint one of their members chairman and another member vice-chairman of the Joint Board. Such chairman and vice-chairman shall hold office until the next annual appointment of a chairman and vice-chairman unless he has previously died, resigned, or ceased to be a member of the Joint Board. In the event of the death or resignation of such chairman or vice-chairman, or of his ceasing to be a member of the Joint Board, the Joint Board at the next meeting after such vacancy has taken place, shall appoint another member of the Joint Board to fill the vacancy.
15. At all meetings of the Joint Board, the chairman, or in his absence, the vice-chairman shall preside, and if at the commencement of any meeting the chairman and vice-chairman are both absent, the members of the board present shall elect one of themselves to preside at such meeting until the chairman or vice-chairman takes the chair.
16. Every question at any meeting of the Joint Board consisting of more than three members shall be determined by a majority of the votes of the members present, and in any case in which there is an equality of votes on any question that question shall be deemed to be lost.
17. The chairman presiding at any meeting of the Joint Board shall be entitled to give one vote on each question submitted to the Joint Board, but he shall not under any circumstances be entitled to any additional or casting vote.
18. No act at any meeting of the Joint Board shall be valid unless three members at least are present, and if no greater number of members be present, unless all of them concur therein.
19. The accounts of the Joint Board shall be made up in such form and to such days in every year as may be appointed from time to time by the Local Government Board, and shall be audited by such auditor of the

A.D. 1883.

Bungor.

Mode of
levying con-
tributions by
Joint Board.

Meetings of
Joint Board.

Chairman and
vice-chairman
of Joint Board

Conduct of
business at
meetings of
Joint Board.

All questions
to be decided
by a majority
of votes.

Casting vote of
chairman.

Quorum of
Joint Board.

Audit of
accounts of
Joint Board.

A.D. 1893.

*Banger.*34 & 35 Vict.
c. 103.
35 & 36 Vict.
c. 43.Costs and
expenses of
Order.Short title of
Order.

accounts relating to the relief of the poor as the Local Government Board appoint for the purpose. The auditor so appointed shall, with respect to the accounts of the Joint Board, have the like powers and be subject to the like obligations in every respect as in case of an audit under the Local Government (Ireland) Act, 1871, as amended by the Local Government Board (Ireland) Act, 1872, and any person aggrieved by the decision of the auditor shall have the like rights and remedies as in the case of such last-mentioned audit. The proportion of the salary of the auditor to be paid by the Joint Board shall be determined by the Local Government Board, with the approval of the Treasury, and shall be paid accordingly to such bank or to such person as the Treasury may direct.

20. All the costs, charges, and expenses of the urban sanitary authority, the rural sanitary authority, and the Local Government Board of and incidental to the application for preparation of obtaining and confirming this Order, shall be paid and contributed by the said sanitary authorities respectively in the proportion which the valuation of rateable premises in the urban sanitary district bears to the valuation of rateable premises within the part of the rural sanitary district included in the united district.

21. This Order may be cited and referred to for all purposes as the Banger Joint Burial Board Provisional Order, 1893.

Given under our Hands and Seal of Office this Thirtieth day of May, in the year of our Lord One thousand eight hundred and ninety-three.

(L.S.)

(Signed) GEORGE MORRIS. 25

Local Government
(Ireland) Provisional
Order (No. 8).

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B I L L

To confirm a Provisional Order made by
the Local Government Board for
Ireland under the Public Health
(Ireland) Act, 1878, relating to the
Town of Bangor.

*(Proposed and brought in by
Mr. John Morley, and Sir John Lubbock.)*

*Ordered, by The House of Commons, to be Printed,
31 May 1879.*

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